

JUL 2 2003

1:40PM

858 792-6773 FOLEY AND LARDNER

NO. 1630 P. 1

FOLEY & LARDNER

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GROUP 1600**FACSIMILE TRANSMISSION**Total # of Pages 23 (including this page)

TO:	PHONE #:	FAX #:
Examiner Carla J. Myers Group 1634		(703) 872-9306

From :	Richard San Pietro
Email Address :	rsanpietro@foleylaw.com
Sender's Direct Dial :	858.847.6717
Date :	July 2, 2003
App. Serial Number :	09/982,658
Client/Matter No :	074022-2305
User ID No :	0079

OFFICIAL

Transmitted herewith for filing are:

- 1) Amendment Transmittal (2 pgs.);
- 2) Amendment (8 pgs.);
- 3) Terminal Disclaimer for Patent 6,355,429 (3 pgs.);
- 4) Terminal Disclaimer for Patent 6,060,237 (3 pgs.); and
- 5) Assignment Documents (6 pgs.).

If there are any problems with this transmission or if you have not
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Operator:	Time Sent:	Return Original To: Line S. Gauthier
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CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

DLMR228677.1

Cover Page 1 of 1

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NO. 1630 P. 2

Atty. Dkt. No. 074022-2305

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NYGREN et al.

Title: DEVICES AND METHODS FOR
OPTICAL DETECTION OF
NUCLEIC ACID HYBRIDIZATION

Appl. No.: 09/982,658

Filing Date: 10/18/2001

Examiner: Carla J. Myers

Art Unit: 1634

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia (703.672.9306) on the date below. <u>Line Gauthier</u> (Printed Name) <u><i>Paul G. Gauthier</i></u> (Signature) <u>July 2, 2003</u> (Date of Deposit)

AMENDMENT TRANSMITTAL

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.
- ☐ Small Entity statement is enclosed.
- ☒ The fee required for additional claims is calculated below:

	Claims as Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	8	X	9	=	0	x	\$18.00	=	\$0.00
Independents:	1	X	1	=	0	x	\$84.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$280.00	=	\$0.00
CLAIMS FEE TOTAL:								=	\$0.00

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NO. 1630 P. 3

Atty. Dkt. No. 074022-2305

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$410.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$930.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$1,970.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input checked="" type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$220.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$220.00
<input type="checkbox"/> Small Entity Fees Apply (subtract 1/2 of above):		\$0.00
TOTAL FEE:		\$220.00

- ☒ Please charge Deposit Account No. 50-0872 in the amount of \$220.00. A duplicate copy of this transmittal is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date July 2, 2003

Respectfully submitted,

Richard J. Warburg
FOLEY & LARDNER
Customer Number: 30542

By Richard San Pietro



30542

PATENT TRADEMARK OFFICE

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Richard San Pietro
Attorney for Applicant
Registration No. 45,071

JUL. 2. 2003 1:41PM 858 792-6773 FOLEY AND LARDNER

NO. 1630 P. 4

Atty. Dkt. No. 074022-2305

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NYGREN et al.
Title: DEVICES AND METHODS FOR
OPTICAL DETECTION OF
NUCLEIC ACID HYBRIDIZATION
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AMENDMENT

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
Alexandria, Virginia 22313-1450

Sir:

Introductory Comments

This communication is responsive to the Office Action dated April 4, 2003,
concerning the above-referenced patent application.